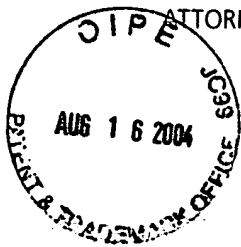




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August 16, 2004

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop Missing Parts

Re: U.S. Patent Application
Appl. No. 10/792,035; Filed: March 4, 2004
For: **Methods and Compositions for Synthesis of Nucleic Acid Molecules
Using Multiple Recognition Sites**
Inventors: CHESNUT *et al.*
Our Ref: 0942.5340005/BJD/JKM

Sir:

In reply to the "Notice to File Missing Parts of Nonprovisional Application--Filing Date Granted," dated April 16, 2004, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Petition for Extension of Time under 37 C.F.R. § 1.136;
2. PTO Fee Transmittal Form PTO/SB/17;
3. PTO-2038 Credit Card Payment Form for \$1,770.00 to cover:
\$770.00 Filing Fee for Patent Application (37 C.F.R. § 1.16);
\$420.00 Extension of time fees (37 C.F.R. § 1.136);
\$130.00 Surcharge for late filing fee or Declaration (37 C.F.R. § 1.16); and
\$450.00 Fee for excess claims (37 C.F.R. § 1.16);
4. Copy of the Notice to File Missing Parts;
5. Ten (10) original Declarations, executed by the inventors (40 pages);
6. Third Supplemental Preliminary Amendment;
7. Letter to PTO Draftsman: Submission of Formal Drawings (w/ 59 sheets of formal drawings);

Commissioner for Patents
August 16, 2004
Page 2

8. Substitute Sequence Listing (39 pages of paper copy of sequence listing);
9. A computer readable copy of the sequence listing; and
10. One (1) return postcard.


It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In accordance with 37 C.F.R. § 1.821(f), the paper copy and the computer readable copy of the Substitute Sequence Listing submitted herewith are the same. In accordance with 37 C.F.R. § 1.825, the submission of this substitute sequence listing includes no new matter.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Brian J. Del Buono
Attorney for Applicants
Registration No. 42,473

BJD/JKM:bac
Enclosures

299518_1.DOC

CC/IFW



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/792,035	03/04/2004	Chesnut	0942.5340005/BJD/JKM

CONFIRMATION NO. 1259

FORMALITIES LETTER



OC000000012383000

26111
 STERNE, KESSLER, GOLDSTEIN & FOX PLLC
 1100 NEW YORK AVENUE, N.W.
 WASHINGTON, DC 20005

Date Mailed: 04/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 43.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

08/18/2004 EFLURES 00000066 10/792035

01 FC:1001
 02 FC:1202
 03 FC:1051

770.00 OP
 450.00 OP
 130.00 OP

- Additional claim fees of **\$450** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.


SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1350** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$450**
 - **\$450** for **25** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



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